IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 22ND OCTOBER 2007 / 30TH ASWINA 1929

Bail Appl..No. 6365 of 2007()

CRIME NO. 56/07 OF EZHUKODE EXCISE RANGE
CRMP.3260/2007 of I ADDL. DISTRICT COURT, KOLLAM
CMP.8308/2007 of J.M.F.C.-I,KOTTARAKKARA

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PETITIONERS/A1 & 2

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1. BINU,S/O. SHIVANADHAN
USHUS, AMPALATHUMKALA
EZHUKONE VILLAGE, KOTTARAKKARA.

2. KUTTAPPAN PILLAI,S/O. VASU PILLAI
LATHA BHAVAN, ANAKOTTOOR MURI,
NEDUVATHOOR, KOTTARAKKARA.

BY ADV. SRI.K.V.ANIL KUMAR

RESPONDENTS: RESPONDENTS

STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 6365 of 2007

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Dated this the 22nd day of October, 2007

O R D E R

Application for regular bail. The petitioners are accused 1 and 2. They were allegedly found to keep in their possession 10.85 litres of spirit on 21.9.2007. They were arrested and they continue in custody from that date. The petitioners have no history of any criminal antecedents, submits the learned Prosecutor.

2. The learned counsel for the petitioners prays, the learned Prosecutor does not oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation and I am satisfied that the petitioners can now be directed to be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioners shall be released on bail on the following terms and conditions.

(a) The petitioners shall not be released from custody on the strength of this order prior to 31.10.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

(b) They shall execute bonds for Rs.50,000/- (Rupees fifty thousand only) each with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(c) They shall make themselves available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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